

CR - 08 00155 RMW RS

SEALED BY ORDER
OF THE COURT

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Filed

MAR 12 2008

SAN JOSE DIVISION

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE**

THE UNITED STATES OF AMERICA

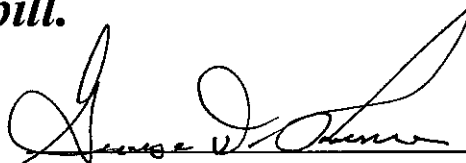
vs.

ROBERT DUBOIS

INDICTMENT

COUNT ONE: Title 18, United States Code, Section 922(g)(1) - Felon in Possession of Firearm and Ammunition.

A true bill.



Foreperson

Filed in open court this 12th day of March

A.D. 2008



UNITED STATES MAGISTRATE JUDGE

Bail. \$ No bail warrant

DOCUMENT NO.	CSA's INITIALS
1	c
DISTRICT COURT CRIMINAL CASE PROCESSING	

JOSEPH P. RUSSONIELLO (CASBN 44332)
United States Attorney

BRIAN J. STRETCH (CASBN 163973)
Chief, Criminal Division

THOMAS M. O'CONNELL (NYSBN 1801950)
Assistant United States Attorney

150 Almaden Blvd., 9th Floor
San Jose, California 95113
Telephone: (408) 535-5053
Facsimile: (408) 535-5066
E-mail: Thomas.M.OConnell@usdoj.gov

Attorneys for the United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT DUBOIS,

Defendant

SEALED BY ORDER
OF THE COURT

Filed

MAR 12 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

CR-08 00155

VIOLATIONS: 18 U.S.C. §922(g)(1) –
Felon in Possession of Firearm and
Ammunition

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 922(g)(1) – Felon In Possession of Firearm and Ammunition)

1. On or about April 25, 2006 in the Northern District of California the defendant,

ROBERT DUBOIS,

having been previously convicted of a crime punishable by a term of imprisonment exceeding
one year, did knowingly possess a firearm, to wit, an Intratec, Model TEC-9, 9 mm pistol with

INDICTMENT

RMW
RS

1 an obliterated serial number, and four rounds of Winchester 9mm ammunition, in and affecting
2 commerce, in violation of Title 18 U.S.C. Section 922(g)(1).

3
4 FORFEITURE ALLEGATION: (18 U.S.C. 924 (d)(1))

5 1. The factual allegations contained in Count 1 of this Indictment are realleged and
6 incorporated here.

7 2. Upon a conviction for the offense alleged in Count 1 above, the defendant,
8 ROBERT DUBOIS,
9 shall forfeit to the United States any firearm and ammunition involved in or used in any knowing
10 violation of said offense, including but not limited to the following property: an Intratec, Model
11 TEC-9, 9mm pistol with an obliterated serial number; and four rounds of Winchester 9mm
12 ammunition,

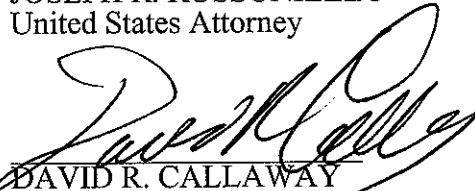
13 All in violation of Title 18, United States Code, Section 924(d)(1).

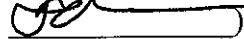
14 DATED: 3/12/08

15 A TRUE BILL

16 
17 FOREPERSON

18
19 JOSEPH R. RUSSONIELLO
20 United States Attorney

21 
22 DAVID R. CALLAWAY
23 Deputy Chief, San Jose Branch

24 (Approved as to form: 
25 AUSA O'Connell
26
27
28

AO 257 (Rev. 6/78)

Filed**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**COUNT ONE: Title 18 United States Code,
Section 922(g)(1) - Felon in Possession of
Firearm and Ammunition☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**SEALED BY ORDER
OF THE COURT****PENALTY:**10 years imprisonment
\$250,000 fine
3 years supervised release
\$100.00 special assessment**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

S/A ROBERT PATRIZZI-ATF

☐ person is awaiting trial in another Federal or State
Court, give name of court☐ this person/proceeding is transferred from another
district per (circle one) FRCrP 20, 21 or 40. Show
District☐ this is a reprosecution of
charges previously dismissed
which were dismissed on
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a
pending case involving this same
defendant☐ prior proceedings or appearance(s)
before U.S. Magistrate regarding
this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

THOMAS M. O'CONNELL

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

ROBERT DUBOIS

DISTRICT COURT NUMBER

CR - 08 00155RMW**RS****DEFENDANT****IS NOT IN CUSTODY**1) ☒ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other
charges☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer
been filed? ☐ Yes ☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

**DATE TRANSFERRED
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS*☒ WARRANT Bail Amount: NO BAIL

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons
or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments: